

AF *[Signature]*

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 350, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.



[Signature]

Date: 12/16/04

MAIL STOP AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: :
Kazuhito HATOH, et al. :
:
Conf. No.: 8925 : Group Art Unit: 1746
:
Appln. No.: 09/719,526 : Examiner: Jonathan Crepeau
:
Filing Date: December 13, 2000 : Attorney Docket No.: 10059-368US(P20815-01)
:
Title: POLYMER ELECTROLYTE FUEL CELL

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision dated August 16, 2004, Part of Paper No./Mail Date 20040811, of the Primary Examiner finally rejecting claims 1, 4, 6 and 8-11.

The items checked below are appropriate:

- ☐ A Petition for Extension of Time with extension fee for month(s) to respond to the final rejection was filed on
- ☒ A Petition for Extension of Time for one month to file the Notice of Appeal and the requisite extension fee in the amount of \$120.00 are enclosed.
- ☒ Notice of Appeal fee is enclosed (if applicable)
 - ☐ \$250.00 - Small Entity has been previously established in this case.
 - ☒ \$500.00.
 - ☐ Not required (fee paid in prior appeal).
- ☐ An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
 - ☐ \$150.00 - Small Entity has been previously established in this case.
 - ☐ \$300.00.

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- [X] Our firm's check in the amount of \$620.00 is enclosed.
[X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210059.0368) for any overpayments or deficiencies in the above-calculated fee. A duplicate copy of this notice is enclosed.

Respectfully submitted,

KAZUHITO HATOH, et al.

December 16, 2004
(Date)

By:

William W. Schwarze

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